MILWAUKEE COUNTY BOARD OF SUPERVISORS

Thursday, June 22, 2006 – 9:30 a.m.

APPROVAL OF/CORRECTION TO JOURNAL OF PROCEEDINGS NONE UNFINISHED BUSINESS NONE

REPORTS OF COUNTY OFFICERS

- 1. Matters returned unsigned by the County Executive from the County Board meeting on May 18, 2006– None at this time.
- 2. Veto actions by the County Executive from the County Board meeting on May 18, 2006.

File 06-215 (Received 6/20/06)

Resolution by Supervisor Mayo, creating a task force on pension funding and pension alternatives to address challenges in funding the Milwaukee County Employee's Retirement System.

File 06-115 (Received 6/21/06)

Resolution by Supervisors Nyklewicz, Holloway, Mayo, Dimitrijevic, Johnson, Coggs-Jones and West providing for an advisory referendum on the question of whether the State of Wisconsin should grant Milwaukee County the authority to levy a one-quarter of 1% county use and sales tax, the revenues of which will be dedicated to support County parks, recreation and culture programs and services.

3. Confirmation of Appointments.

File No. 06-301

From County Executive, appointing Supervisor Willie Johnson, Jr. to serve on the Milwaukee County Local Emergency Planning Committee as the Local Elected Official Representative.

File No. 06-308

From County Executive, reappointment of Mayor Theresa M. Estness to serve on the Milwaukee County Research Park Corporation Board of Directors. Ms. Estness' Term will expire on September 27, 2009.

File No. 06-309

From County Executive, reappointment of Mr. Daniel F. McKeithan, Jr. to serve on the Milwaukee County Research Park Corporation Board of Directors. Mr. McKeithan's term will expire on September 27, 2009.

File No. 06-310

From County Executive, reappointment of John Petersen, Jr., M.D. to serve on the Milwaukee County Research Park Corporation Board of Directors. Dr. Petersen's term will expire on September 27, 2009.

PRESENTATION OF RESOLUTIONS/ORDINANCES BY COMMITTEES UNDER SUSPENSION OF THE RULES AND REPORTS OF STANDING COMMITTEES

FROM THE COMMITTEE ON PERSONNEL (1 item)

[Supervisors Cesarz, Coggs-Jones, Borkowski, DeBruin, Quindel, Weishan and Schmitt (Chair)]

1. (File No. 06-265, Journal, May 18, 2006)
From Director, Department of Human Resources, requesting authorization to pay moving expenses for Executive Director 1 – Retirement System Manager.

RECOMMENDATION: Adoption of the said resolution. (VOTE 5-0) (COPIES DISTRIBUTED)

FROM THE COMMITTEE ON FINANCE AND AUDIT (11 items: Items 1, 2, & 3 require two-thirds votes and Item 4 requires a majority vote) [Supervisors McCue, Coggs-Jones, Mayo, Johnson, Broderick, West and Nyklewicz (Chair)]

1. (File No. 06-271, Journal, June 22, 2006)
From the District Attorney, requesting to abolish one Fiscal Assistant 2 and one hourly
Transcriptionist to offset costs of two grant funded Process Server positions

RECOMMENDATION: Adoption of a resolution ABOLISHING one position of Fiscal Assistant 2 and one .47 FTE Position of Transcriptionist (Hourly), effective July 1, 2006. (COPIES DISTRIBUTED) (VOTE 6-0)

REQUIRES TWO-THIRDS VOTE OF MEMBERS ELECT (13).

1 Fiscal Assistant 2 pay range 04P
 1 hourly Transcriptionist pay range 02P

(File No. 06-279, Journal, June 22, 2006)
 From the Director, Department of Health and Human Services, requesting authorization to create two Administrative Coordinator Behavioral Health positions and abolish one Integrated Services Coordinator position in the Behavioral Health Division. (Also to the Committee of Personnel and Department of Administrative Services and Division of Human Resources)

RECOMMENDATION: Adoption of a resolution CREATING two Administrative Coordinator Behavioral Health positions and ABOLISHING one Integrated Services Coordinator position in the Behavioral Health Division, effective July 2, 2006. (COPIES DISTRIBUTED) (VOTE 7-0)

REQUIRES TWO-THIRDS VOTE OF MEMBERS ELECT (13).

Note: Committee on Personnel, on 6/16/06, recommended approval of the following classifications and rate of pay as recommended by the Division of Human Resources-Vote: 5-0

2 Administrative Coordinators-Behavioral Health Division pay range 27

(\$49,162-\$58,667)

3. (File No. 06-1(a)(n), Journal, December 15, 2005)
Reference file established by the County Board Chairperson relative to 2006 fund transfers.

RECOMMENDATION: Adoption of a resolution relating to transfer of funds: <u>DEPARTMENTAL-RECEIPT OF REVENUE "A"[(A1, (A2, (A3, (A4 & (A5). (COPIES DISTRIBUTED) (VOTE 6-1:NO-Mayo)</u>

REQUIRES TWO-THIRDS VOTE OF MEMBERS ELECT (13).

4. File No. 06-1(a)(o), Journal, December 15, 2005)
Reference file established by the County Board Chairperson relative to 2006 fund transfers.

RECOMMENDATION: Adoption of a resolution relating to transfer of funds: <u>DEPARTMENTAL-OTHER CHARGES "B" [(B1 & (B2].</u> (COPIES DISTRIBUTED) (VOTE 6-1:NO-Mayo)

REQUIRES MAJORITY VOTE OF MEMBERS ELECT (10).

(File No. 06-280, Journal, June 22, 2006)
 From the Director, Department of Health and Human Services, requesting authorization to add 2005 Carryover Funds to the Non-Lapsing Risk Reserve created for the Disabilities Services Division's Long-Term Support Programs. (Also to the Committee of Health and Human Needs)

RECOMMENDATION: Adoption of a resolution approving the said request. (COPIES DISTRIBUTED) (VOTE 7-0)

Note: Committee on Health and Human Needs, 6/14/06, recommended approval of the said request by a vote 7-0.

6. (File No. 06-288, Journal, June 22, 2006)
Resolution by Supervisors Nyklewicz, McCue and Borkowski, authorizing and directing the Director of Audits to conduct a performance audit of General Mitchell International Airport (GMIA).

RECOMMENDATION: Adoption of the said resolution. (COPIES DISTRIBUTED) (VOTE 7-0)

7. (File No. 06-282, Journal, June 22, 2006)

Resolution by Supervisors Broderick, Weishan and White, providing for an advisory referendum on the question of whether the State of Wisconsin should grant Milwaukee County the authority to levy an additional three-quarters of 1% county use and sales tax, the revenues of which will be dedicated to support county transit, parks, recreation and culture programs and services commensurate with a decrease in the property tax revenues for transit park, recreational and cultural purposes. (Also to the Committees of Parks, Energy and Environment and Transportation and Public Works)

RECOMMENDATION: That the said resolution be <u>PLACED ON FILE</u>. (COPIES DISTRIBUTED) (VOTE 7-0)

Note: Committee on Transportation and Public Works, 6/7/06, laid over the said resolution by a vote of 4-2: NOES- Nyklewicz and Devine.

8. (File No. 06-295, Journal, June 22, 2006)

From the Director of Audits, submitting Audit Review-Wauwatosa School District's Reimbursement of Operating Costs of the Milwaukee County Department of Health and Human Services (MCDHHS) Schools for the 2004-2005 School Year.

RECOMMENDATION: That the said Audit Review Report be <u>RECEIVED</u> <u>AND PLACED on file</u>, with a report back in six months. (COPIES DISTRIBUTED) (VOTE 7-0)

9. (File No. 06-293, Journal, June 22, 2006)

From the Director, Department of Administrative Services (DAS), requesting approval of a reimbursement resolution to express the County's intent, to reimburse various airport capital projects for expenditures incurred prior to the issuance of Passenger Facility Charge (PFC) Revenue Backed Bonds.

RECOMMENDATION: Adoption of a resolution approving the said request. (COPIES DISTRIBUTED) (VOTE 7-0)

10. (File No. 06-294, Journal, June 22, 2006)

From the Director, Department of Administrative Services (DAS), requesting approval to authorize the issuance of a not-to-exceed \$34.8 million for the estimated \$29.0 million Airport Revenue Bonds, Series 2006A and the \$5.8 million Airport Refunding Bonds, Series 2006B.

RECOMMENDATION: Adoption of a resolution approving the said request. (COPIES DISTRIBUTED) (VOTE 7-0)

11. (File No. 06-287, Journal, June 22, 2006)

Resolution by Supervisors Broderick, Weishan and White, providing for an advisory referendum on the question of whether the State of Wisconsin should grant Milwaukee County the authority to levy an additional 1% county use and sales tax, the revenues of which will be dedicated to support county transit, parks, recreation and culture programs and services commensurate with a decrease in the property tax revenues used for transit, park, recreational and cultural purposes. (Also to the Committees on Transportation, Public Works and Transit and Parks, Energy and Environment)

RECOMMENDATION: Adoption of the said resolution. (COPIES DISTRIBUTED) (VOTE 4-3: NOES- McCue, Mayo and Nyklewicz-3)

Note: Committee on Parks, Energy and Environment, on 6/13/06, voted to recommend REJECTION of the said resolution by a vote of 5-1: No – Broderick.

See Page 12, Item No. 4.

FROM THE COMMITTEE ON HEALTH AND HUMAN NEEDS (5 items)

[Supervisors West, Quindel, Johnson, Cesarz, Clark, Rice and Coggs-Jones (Chair)]

1. (File No. 06-267, Journal, June 22, 2006) From County Board Chairman, appointing Ms. Bernell Hooker to serve on the Milwaukee County Youth Sports Authority Board for a term expiring December 31, 2006.

RECOMMENDATION: Confirmation of the said appointment. (VOTE 7-0)

2. [File No. 06-5(a)(f), Journal, December 15, 2005]
Reference file established by the County Board Chairman, relative to 2006 Purchase of Human Service Contracts for the Behavioral Health Division.

RECOMMENDATION: Adoption of a resolution authorizing the Director, Department of Health and Human Services, to increase the Behavioral Health Division's 2006 Purchase of Service Contract with Fighting Back, Inc. by \$58,573 for the purpose of expanding youth-focused alcohol and other drug abuse prevention and education services. (VOTE 7-0) (COPIES DISTRIBUTED)

3. [File No. 06-5(a)(g), Journal, December 15, 2005] Reference file established by the County Board Chairman, relative to 2006 Purchase of Human Service Contracts for the Behavioral Health Division.

RECOMMENDATION: Adoption of a resolution authorizing the Director, Department of Health and Human Services, to increase the Behavioral Health Division's 2006 Purchase of Service Contract with Our Space, Inc. by \$74,687 and to terminate the 2006 Professional Services Contract With the Mental Health Association of Milwaukee County for the purpose of consolidating oversight and administration of various peer support and mental health consumer activities and initiatives. (VOTE 7-0) (COPIES DISTRIBUTED)

4. [File No. 05-544(a)(a), Journal, June 22, 2006] From the Director, Department of Health and Human Services, requesting authorization to enter into Professional Service Contracts for the County Health Programs Division.

RECOMMENDATION: Adoption of a resolution authorizing the Director, Department of Health and Human Services, to continue a month-to-month contract with Claims Processing Receivables, Inc. for paramedic billing services. (VOTE 7-0) (COPIES DISTRIBUTED)

5. (File No. 06-299, Journal, June 22, 2006) From the County Executive, appointing Mr. Robert C. Brunner, River Hills Village President, to serve on the Emergency Medical Services Council for a term expiring April 30, 2008.

RECOMMENDATION: Confirmation of the said appointment. (VOTE 7-0)

FROM THE COMMITTEE ON JUDICIARY, SAFETY AND GENERAL SERVICES (6 items)

[Supervisors Rice, DeBruin, Schmitt, Cesarz, Broderick, Devine and Johnson (Chair)]

1. (File No. 06-266, Journal, June 22, 2006)
From the County Executive, appointing Brother Bob Smith to serve on the Milwaukee
County Ethics Board for a term expiring February 28, 2009.

RECOMMENDATION: Confirmation of the said appointment. (VOTE 7-0)

2. (File No. 06-283, Journal, June 22, 2006)
Resolution by Supervisors Rice, McCue, Schmitt, Cesarz, Devine and DeBruin to create a Code of Ethics Study Committee to study the existing and proposed provisions of the Milwaukee County Code of Ethics, research comparable codes in other jurisdictions and report recommendations to the County Board.

RECOMMENDATION: Adoption of the said resolution. (COPIES DISTRIBUTED) (VOTE 7-0)

3. (File No. 06-260, Journal, May 18, 2006)
From Superintendent, House of Correction, requesting authorization to pay St. Vincent de Paul Society of Milwaukee for services rendered to participants at the Community Justice Resource Center.

RECOMMENDATION: Adoption of a resolution approving the said request. (COPIES DISTRIBUTED) (VOTE 7-0)

4. (File No. 05-473, Journal, November 3, 2005)
From Courtney & Molter, S.C., in behalf of Danyle Hall and the Estate of Anita Hall, submitting a claim for the inappropriate care and treatment at the Behavioral Health Division, Rehabilitation Center – Hilltop leading to her death on June 12, 2005.

RECOMMENDATION: Adoption of a resolution approving the said request. (COPIES DISTRIBUTED) (VOTE 7-0)

5. (File No. 06-183, Journal, April 13, 2006)
From American Family Insurance Group, submitting a claim under their subrogation rights of their insured, David McGlothian, for reimbursement of payment made for the alleged damages sustained to the insured's vehicle which was involved in an accident with a Milwaukee County-owned vehicle.

RECOMMENDATION: Adoption of a resolution approving the said request. (COPIES DISTRIBUTED) (VOTE 7-0)

6. (File No. 06-296, Journal, June 22, 2006) From Director, Child Support Enforcement, relating to a proposed contract for a Nine (9) month pilot program between the Department of Child Support Enforcement and the Wisconsin Bureau of Milwaukee Child Welfare to prioritize the Bureau's out of home placement cases in exchange for a fee of 20% of the child support collected from all sources.

RECOMMENDATION: Adoption of a resolution approving the said request. (COPIES DISTRIBUTED) (VOTE 7-0)

FROM THE COMMITTEE ON PARKS, ENERGY AND ENVIRONMENT (7 items)

[Supervisors Devine, Borkowski, Schmitt, McCue, Broderick, Clark and De Bruin (Chair)]

1. (File No. 01-540(a)(a), Journal, May 18, 2006)
From Direct – Readco LLC, requesting an exchange of land between Direct – Readco and Milwaukee County to complete a one-mile section of the Oak Leaf Bike Trail in the Riverwest neighborhood.

RECOMMENDATION: Adoption of a resolution as follows:

- 1. Authorizing and directing the Director, Department of Parks, Recreation and Culture, the Director, Department of Transportation and Public Works, Register of Deeds, Corporation Counsel and Risk Management to perform all tasks required to comply with the conditions of the Memorandum of Understanding (MOU) between Milwaukee County and Direct-Readco, LLC, and also to prepare, review, approve, execute and record all documents as required;
- 2. Authorizing and directing the Parks Director to convey Milwaukee County's parcel upon receipt of \$80,000 from Readco for conveyance of the property which is to be deposited into the Milwaukee County Park Trust Fund Account to be used for local grant matches;
- 3. Authorizing the Parks Director to perform all tasks and execute all documents required to initiate and complete the LAWCON conversion process;
- 4. Subject to approval of the LAWCON conversion by the Wisconsin Department of Natural Resources and the National Park Service, compliance with all of the relevant conditions of the MOU and conveyance of the Readco parcel to the County, that the County parcel of land is declared excess and shall be conveyed to Readco; and
- 5. Authorizing the County Executive and County Clerk to execute the deed(s) and other documents required to complete the land exchange and grant the easements.

(COPIES DISTRIBUTED) (VOTE 5-1: No - Clark)

2. (File No. 06-297, Journal, June 22, 2006)

Resolution by Supervisors Broderick, De Bruin, Devine and Schmitt, establishing a Milwaukee County Parks Advisory Commission for the express purpose of providing policy guidance to the Milwaukee County Board of Supervisors on preservation of the County's natural resources and places of natural beauty and the provision of recreational opportunities to County residents.

RECOMMENDATION: <u>NO RECOMMENDATION</u> by reason of a tie vote in committee to approve. (COPIES DISTRIBUTED) (VOTE 3-3: Noes – Borkowski, McCue and Clark)

3. (File No. 06-298, Journal, June 22, 2006)
Resolution by Supervisors De Bruin, Quindel, Devine, Broderick, Borkowski, Schmitt and Johnson, providing the Department of Parks, Recreation and Culture with a minimum property tax levy funding of \$19.2 million for 2007, 2008 and 2009.

RECOMMENDATION: Adoption of an amended resolution. (COPIES DISTRIBUTED) (VOTE 4-2: Noes – McCue and Clark)

4. (File No. 06-287, Journal, June 22, 2006)
Resolution by Supervisors Broderick, Weishan and White, providing for an advisory referendum on the question of whether the State of Wisconsin should grant Milwaukee County the authority to levy an additional 1% county use and sales tax, the revenues of which will be dedicated to support county transit, parks, recreation and culture programs and services commensurate with a decrease in the property tax revenues used for transit, park, recreational and cultural purposes. (Also to the Committees on Transportation, Public Works and Transit; and Finance and Audit.)

RECOMMENDATION: Adoption of a resolution <u>REJECTING</u> the said resolution. (COPIES DISTRIBUTED) (VOTE 5-1: No - Broderick)

Note: Committee on Finance and Audit, on 6/15/06, <u>APPROVED</u> the said resolution by a vote of 4-3-NOES: McCue, Mayo and Nyklewicz.

See Page 6, Item No.11.

5. (File No. 06-290, Journal, June 22, 2006)
From the Director, Department of Transportation and Public Works, submitting the Milwaukee County Pest Control/Pesticide Management Program Annual Report for Calendar Year 2005.

RECOMMENDATION: That the said report be <u>PLACED ON FILE.</u> (VOTE 6-0)

6. (File No. 06-291, Journal, June 22, 2006)
From Director, Department of Parks, Recreation and Culture, requesting authorization to enter into a ten-year lease agreement with Wisconsin Golf Domes, Inc. to provide continued operation of the golf dome at Currie Park.

RECOMMENDATION: Adoption of a resolution approving the said request. (COPIES DISTRIBUTED) (VOTE 6-0)

7. (File No. 06-138, Journal, March 9, 2006)
Resolution by Supervisor Cesarz, authorizing and directing the Superintendent of the Department of Parks, Recreation and Culture to set fees at Hales Corners pool at the appropriate rate throughout the course of the 2006 season.

RECOMMENDATION: Adoption of an amended resolution. (COPIES DISTRIBUTED) (VOTE 4-2: Noes – Broderick and Clark)

FROM THE COMMITTEE ON TRANSPORTATION, PUBLIC WORKS AND TRANSIT (8 items)

[Supervisors Mayo, Nyklewicz, Weishan, Devine, Dimitrijevic, Quindel and White (Chair)]

1. (File 06-281, Journal, June 22, 2006)
Resolution by Supervisors Nyklewicz, McCue, Quindel, West and White authorizing and directing the formation of a Work Group to study alternative structures for the operation of General Mitchell International Airport. (Also to the Finance and Audit Committee.)

RECOMMENDATION: Adoption of an amended resolution. (COPIES DISTRIBUTED) (VOTE 5-1: No-Weishan)

Note: Finance and Audit Committee, on 06/15/06, concurred in the above recommendation by a vote of 7-0.

2. (File 06-272, Journal, June 22, 2006)
From Director, Transportation and Public Works requesting authorization to award a contract for the new surface parking lot at the Milwaukee County Courthouse to Reichl Construction Inc., for \$1,436,600 consisting of the Base Bid plus Alternatives A & C.

RECOMMENDATION: Adoption of a resolution approving the said request. (COPIES DISTRIBUTED) (VOTE 5-1: No-Weishan)

3. (File 06-273, Journal, June 22, 2006)
From Director, Transportation and Public Works and the Airport Director, requesting authorization to assign Airport Agreement No. HP-1373 currently with KRI, LLC, D/B/A Thrifty Car Rental to DTG Operations, Inc D/B/A Thrifty Car Rental. The effective date will be upon assignment of documents by all parties.

RECOMMENDATION: Adoption of a resolution approving the said request. (COPIES DISTRIBUTED) (VOTE 6-0)

4. (File 06-274, Journal, June 22, 2006)
From Director, Transportation and Public Works and the Airport Director, requesting authorization to amend Airport Agreement No. HP-996 with Cessna Aircraft Company to include an additional 50,750 square feet for the apron addition and responsibility for repayment to Milwaukee County of the local share cost of \$76,200 from Cessna.

RECOMMENDATION: Adoption of a resolution approving the said request. (COPIES DISTRIBUTED) (VOTE 6-0)

5. (File 06-275, Journal, June 22, 2006)

From Director, Transportation and Public Works and the Airport Director, requesting authorization to apply to the State of Wisconsin, Secretary of Revenue for a Class B Intoxicating Liquor Permit on behalf of the Midwest Airlines Best Care Club, with Mader's, Inc., as the applicant. The permit is for use in the terminal building at General Mitchell International Airport.

RECOMMENDATION: Adoption of a resolution approving the said request. (COPIES DISTRIBUTED) (VOTE 6-0)

6. (File 06-276, Journal, June 22, 2006)

From Director, Transportation and Public Works and the Airport Director, requesting authorization to enter into an agreement with Flight Services & Systems, for the operation of a Luggage Cart Concession at General Mitchell International Airport, subject to the terms and conditions specified in Official Notice No. 6138.

RECOMMENDATION: Adoption of a resolution approving the said request. (COPIES DISTRIBUTED) (VOTE 6-0)

7. (File 06-277, Journal, June 22, 2006)

From Director, Transportation and Public Works and the Airport Director, requesting authorization to amend Milwaukee County Ordinance Subsection 4.33(1)(d)(iii) to specifically exclude from the definition of gross receipts, the Regional Transit Authority fee.

RECOMMENDATION: Adoption of a Resolution/Ordinance amending Milwaukee County Ordinance Subsection 4.33 (l)(d)(iii) Off-Airport Fees and Charges. (COPIES DISTRIBUTED) (VOTE 6-0)

8. (File 06-278, Journal, June 22, 2006)

From Director, Transportation and Public Works and the Airport Director, requesting authorization to amend concession agreements with seven car rental agencies to specifically exclude from the definition of gross receipts, the Regional Transit Authority fee.

RECOMMENDATION: Adoption of a resolution approving the said request. (COPIES DISTRIBUTED) (VOTE 6-0)

FROM THE COMMITTEE ON ECONOMIC AND COMMUNITY DEVELOPMENT (3 items)

[Supervisors Clark, White, Johnson, Dimitrijevic, Rice, West and Mayo (Chair)]

1. [File No. 06-26(a)(c), Journal, December 15, 2005] Reference file established by the County Board Chairman, relative to Economic Development Grants.

Adoption of a resolution authorizing and directing the Director of Economic and Community Development, to enter into an agreement with Downtown West Allis Business Improvement District for Economic Development Grant funds in the amount of \$7,500 to be used, along with other funds, to provide commercial district improvement, tourism, sports and recreation. (COPIES DISTRIBUTED) (VOTE 5-0)

2. [File No. 06-14(a)(d), Journal, December 15, 2005] Reference file established by the County Board Chairman, relative to Sales of Surplus Lands.

RECOMMENDATION: Adoption of a resolution authorizing the County Executive and County Clerk to convey by Warranty Deed a vacant County-owned highway parcel of land located to the west of the Southeast corner of East Layton and South Pennsylvania Avenues in the City of Cudahy to CP-19, LLC and/or assigns for the consideration of \$183,000, pursuant to the terms and conditions of their offer to purchase. (COPIES DISTRIBUTED) (VOTE 5-0)

NOTE: Committee on Transportation, Public Works & Transit, on 6/7/06, declared the land surplus by a vote of 6-0.

3. [File No. 06-14(a)(e), Journal, December 15, 2005] Reference file established by the County Board Chairman, relative to Sales of Surplus Lands.

Adoption of a resolution authorizing the Director of Economic and Community Development, to grant a ninety (90) day option extension to RSC until October 13, 2006, subject to RSC paying an additional nonrefundable option fee of \$25,000. (COPIES DISTRIBUTED) (VOTE 4-1: No-Dimitrijevic)

TRANSIT CLAIMS

CITATIONS

RESOLUTIONS AND/OR ORDINANCES FOR INTRODUCTION AND ADOPTION UNDER SUSPENSION OF THE RULES (or other similar motions)

NONE

ADJOURNMENT

THURSDAY, JULY 27, 2006 @ 9:30 a.m.